



Memorandum

TO: RULES AND OPEN
GOVERNMENT
COMMITTEE

FROM: TONI J. TABER
Acting City Clerk

SUBJECT: SEE BELOW

DATE: April 26, 2013

SUBJECT: APPROVAL OF RAINBOW FLAG RAISING SPONSORED BY COUNCIL DISTRICT SIX AS A CITY COUNCIL SPONSORED SPECIAL EVENT TO EXPEND CITY FUNDS AND ACCEPT DONATIONS OF MATERIALS AND SERVICES FOR THE EVENT

RECOMMENDATION

1. Approve the Rainbow Flag Raising as a City Council sponsored Special Event.
2. Approve and accept donations from various individuals, businesses or community groups to support the event.
3. Place the item on the May 7, 2013 Council Agenda for action.

BACKGROUND

On February 1, 2005, the City Council adopted Resolution 72517 which requires Councilmembers to submit a memorandum to the Rules Committee regarding proposed City Council sponsored Special Events and the proposed use of any funds in Special Event Accounts. This request is consistent with Council Policy 2-1, Exhibition of Federal, State, and City Flags from City Buildings – All Occasions, which states under Section C.3 “Flags displayed in conjunction with official ceremonial items; Other flags may be displayed in conjunction with official actions, ceremonial items, or proclamations of the City Council.”

The rainbow flag, sometimes referred to as the LGBT pride flag or gay pride flag, is a symbol of lesbian, gay, bisexual, and transgender (LGBT) pride and LGBT social movements in use since the 1970s. The colors reflect the diversity of the LGBT community, and the flag is often used as a symbol of gay pride in LGBT rights marches.

This will be a free event that is open to the public and will be held on June 4, 2013 at San Jose City Hall.

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ANALYSIS

Approval by the City Council of the event will ensure compliance with the Council's prior direction regarding Council Special Events. Approval of this memorandum will enable Council Districts Six, City departments and the Office of the City Clerk to proceed with the event.

EVALUATION AND FOLLOW-UP

The Office of the City Clerk and Councilmember Oliverio will issue an information memo detailing the results of the event.

PUBLIC OUTREACH/INTEREST

This action does not meet the criteria set below; however the Office of the City Clerk will post the item on the City's Website for the May 1, 2013 Rules Committee Agenda and the May 7, 2013 City Council Agenda.

- ☐ **Criterion 1:** Requires Council action on the use of public funds equal to \$1 million or greater. **(Required: Website Posting)**
- ☐ **Criterion 2:** Adoption of a new or revised policy that may have implications for public health, safety, quality of life, or financial/economic vitality of the City. **(Required: E-mail and Website Posting)**
- ☐ **Criterion 3:** Consideration of proposed changes to service delivery, programs, staffing that may have impacts to community services and have been identified by staff, Council or a Community group that requires special outreach. **(Required: E-mail, Website Posting, Community Meetings, Notice in appropriate newspapers)**

COORDINATION

This memorandum has been coordinated with the City Attorney's Office

CEQA

Not a project.



TONI J. TABER, CMC
Acting City Clerk

For questions, please contact Toni Taber, Acting City Clerk, at (408) 535-1260.